

**GOVERNMENT OF ANDHRA PRADESH**

**ABSTRACT.**

PUBLIC SERVICES- Transport Department- Case under the Prevention of Corruption Act, 1988 against Sri Nanavath Durga Vittal, Motor Vehicle Inspector, Regional Transport Unit Office, Gandhi Nagar, Nuzvid, Krishna District- Trapped on 05.07.2013- Sanction for Prosecution- Accorded- Orders-Issued.

**TRANSPORT, ROADS & BUILDINGS(VIG.TR[1])DEPARTMENT**

**G.O.MS.No. 19**

**Dated:22 .04.2015**

**Read**

**ORDER:**

WHEREAS, Sri Nanavath Durga Vittal, S/o Balaji, worked as Motor Vehicle Inspector, Regional Transport Unit Office, Gandhi Nagar, Nuzvid, Krishna District from 10.11.2000 to 15.07.2013 and by virtue of the post held by him, he falls under the category of a Public Servant as defined under Section 2 (c) of the Prevention of Corruption Act, 1988.

2. AND WHEREAS, Sri Shaik Mateen, S/o Khasim, 30 Years, Naizam Pet, D.No.1-543-20A, Gudivada, Krishna District, is maintaining Tippers in the name of Jabeen Transport. He is having a Tipper in his name, his Brother is having 3 Tippers and his Uncle is having 4 Tippers and he is maintaining all the 8 Tippers. His Tippers were being used for transporting Gravel from Mirzapur to Arugolanu of Krishna District. On 22.06.2013 at 10.30 A.M., Sri Nanavath Durga Vittal intercepted one of the said Tippers bearing No.AP 37 Y 0135 and booked a Case of Overloading, seized the same and produced before the Hon'ble Court, Nuzvid. On the Instructions of Sri Nanavath Durga Vittal, Sri Shaik Mateen stopped running all his Vehicles due to fear of Cases. On 25.06.2013 he paid Compounding Amount of Rs.21,860/- in the Nuzvid Court and obtained Vehicle Release Order from the O/o RTA, Gudivada and his Vehicle was released. On 26.06.2013, around 2 P.M., he, along with his friend, went to the Office of Sri Nanavath Durga Vittal and requested him to allow to run the Tippers. On that Sri Nanavath Durga Vittal demanded bribe of Rs.50,000/- per month, as Mamool, to abstain himself from booking Cases under Motor Vehicle Act and that his Assistant, Sri Jorige Pulla Rao, was also present at that time. On 04.07.2013, about 1.00 P.M., when Sri Shaik Mateen and his friend met Sri Nanavath Durga Vittal in his Office and requested to allow to run the Tippers, he called his Assistant, Sri Jorige Pulla Rao, and questioned Sri Mateen, for not bringing the demanded bribe amount and directed Sri Jorige Pulla Rao to send them away. Though Sri Mateen requested Sri Nanavath Durga Vittal, he did not accede to the said request and firmly stated that he would seize all the Tippers if the amount was not paid by the next day afternoon. When they came out of the Room of Sri Nanavath Durga Vittal, Sri Jorige Pulla Rao went to Sri Nanavath Durga Vittal and after discussing with him he came to Sri Mateen and asked him to give Rs.36,300/-, i.e., Rs.3,300/- each Tipper for 11 Tippers (i.e., for presently running 6 Tippers and for 3 Tippers which were used in the past). On which when Sri Mateen and his friend again went to Sri Nanavath Durga Vittal he asked them to give the amount to his Assistant, Sri Jorige Pulla Rao. As Shaik Mateen is not interested to pay the bribe amount, he approached ACB Officials at Vijayawada along with his friend and reported the same to the DSP, ACB, Vijayawada, who after observing Procedural Formalities, registered a Case in Cr.No.30/ RCT-ACB-VJA/2013 under Section 7 of the Prevention of Corruption Act, 1988 and submitted FIR to the concerned and made arrangements for laying the Trap.

3. AND WHEREAS, having completed the Pre Trap Proceedings, the Trap Party left the ACB Office, Vijayawada at 13.00 Hours and reached near Gandhi Nagar Centre, Nuzvid at 14.30 Hours. When Sri Mateen and his friend met Sri Nanavath Durga Vittal in his Office, they found his Assistant, Sri Jorige Pulla Rao, was also present along with him. On further demand of bribe made by Sri Nanavath Durga Vittal, Sri Mateen handed over Rs.36,300/- and then Sri Nanavath Durga Vittal received the said amount with his right hand and handed over the same to Sri Jorige Pulla Rao for safe custody till evening, and then the said Sri Jorige Pulla Rao kept the bribe amount in his right side rear pocket of the Pant, after counting with his both hands. The Chemical Test conducted on the right hand fingers of Sri Nanavath Durga Vittal and both hand fingers of Sri Jorige Pulla Rao, which yielded positive result. Tainted bribe amount of Rs.36,300/- was recovered from right side rear Pant Pocket of Sri Jorige Pulla Rao, Chemical Test conducted on right side rear Pant Pocket that came into contact with the tainted bribe amount was also proved positive.

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When compared, the serial numbers of the recovered currency notes were found tallied with those of the serial numbers of the currency notes handed over by the Complainant during the Pre-Trip Proceedings. The DSP, ACB, Vijayawada seized the tainted amount, Part of Sri Jorige Pulla Rao, resultant solutions, relevant records and examined the witnesses. The DSP also prepared rough sketch of the scene of offence.

4. AND WHEREAS, the above said acts of Sri Nanavath Durga Vittal, S/o Balaji, Motor Vehicle Inspector, Regional Transport Unit Office, Gandhi Nagar, Nuzvid, Krishna District, constitute offences punishable under Section 7 and Sub-Section (2) of Section 13 read with clause (d) of Sub-Section (1) of Section 13 of the Prevention of Corruption Act, 1988.

5. AND WHEREAS, the Government of Andhra Pradesh being the Competent Authority to remove Sri Nanavath Durga Vittal, S/o Balaji, Age:40 Years, Motor Vehicle Inspector, Regional Transport Unit Office, Gandhi Nagar, Nuzvid, Krishna District from service after fully and carefully examining the material (i.e., FIR, Mediator Reports, Statements of Witnesses, made up Files, Explanation of Sri Nanavath Durga Vittal, Final Report, etc.), placed before them in respect of the said Allegations and the circumstances of the case consider that Sri Nanavath Durga Vittal, worked as Motor Vehicle Inspector, Regional Transport Unit Office, Gandhi Nagar, Nuzvid, Krishna District should be prosecuted in a Court of Law.

6. NOW THEREFORE, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government hereby sanction for the Prosecution of Sri Nanavath Durga Vittal, worked as Motor Vehicle Inspector, Regional Transport Unit Office, Gandhi Nagar, Nuzvid, Krishna District, for the above said offences punishable under Section 7 and Sub-Section (2) of Section 13 read with clause (d) of Sub-Section (1) of Section 13 of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid Acts and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**B.SAM BOB**

**SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

The Director General, Anti-Corruption Bureau, Andhra Pradesh, Hyderabad.

The Transport Commissioner, Govt. of Andhra Pradesh, Hyderabad. He is requested to serve the G.O. on the individual and furnish a served copy of the Dated Ackn. to the Government for record.

The above named Individual through the Transport Commissioner, Hyderabad.

Copy to:

1)The Secretary to Vigilance Commissioner, A.P.Vigilance Commission, Hyderabad(w.r.t. Letter No.1234/VC.AF(2)2014-4, Dated:13.03.2015).

2)The Law(H)Department.

3)SF/SC's.

//FORWARDED BY ORDER//

SECTION OFFICER